

Notice to Comply

Application No.	Applicant(s)	
10/517,758	SAVAGE, M. DEAN	
Examiner	Art Unit	
Paul C. Martin	1657	

NOTICE TO COMPLY WITH REQUIREMENTS FOR PATENT APPLICATIONS CONTAINING NUCLEOTIDE SEQUENCE AND/OR AMINO ACID SEQUENCE DISCLOSURES

Applicant must file the items indicated below within the time period set the Office action to which the Notice is attached to avoid abandonment under 35 U.S.C. § 133 (extensions of time may be obtained under the provisions of 37 CFR 1.136(a)).

The nucleotide and/or amino acid sequence disclosure contained in this application does not comply with the requirements for such a disclosure as set forth in 37 C.F.R. 1.821 - 1.825 for the following reason(s):

- ☒ 1. This application clearly fails to comply with the requirements of 37 C.F.R. 1.821-1.825. Applicant's attention is directed to the final rulemaking notice published at 55 FR 18230 (May 1, 1990), and 1114 OG 29 (May 15, 1990). If the effective filing date is on or after July 1, 1998, see the final rulemaking notice published at 63 FR 29620 (June 1, 1998) and 1211 OG 82 (June 23, 1998).
- ☒ 2. This application does not contain, as a separate part of the disclosure on paper copy, a "Sequence Listing" as required by 37 C.F.R. 1.821(c).
- ☒ 3. A copy of the "Sequence Listing" in computer readable form has not been submitted as required by 37 C.F.R. 1.821(e).
- ☐ 4. A copy of the "Sequence Listing" in computer readable form has been submitted. However, the content of the computer readable form does not comply with the requirements of 37 C.F.R. 1.822 and/or 1.823, as indicated on the attached copy of the marked -up "Raw Sequence Listing."
- ☐ 5. The computer readable form that has been filed with this application has been found to be damaged and/or unreadable as indicated on the attached CRF Diskette Problem Report. A Substitute computer readable form must be submitted as required by 37 C.F.R. 1.825(d).
- ☐ 6. The paper copy of the "Sequence Listing" is not the same as the computer readable form of the "Sequence Listing" as required by 37 C.F.R. 1.821(e).
- ☐ 7. Other:

Applicant Must Provide:

- ☒ An initial or substitute computer readable form (CRF) copy of the "Sequence Listing".
- ☒ An initial or substitute paper copy of the "Sequence Listing", as well as an amendment directing its entry into the specification.
- ☒ A statement that the content of the paper and computer readable copies are the same and, where applicable, include no new matter, as required by 37 C.F.R. 1.821(e) or 1.821(f) or 1.821(g) or 1.825(b) or 1.825(d).

For questions regarding compliance to these requirements, please contact:

For Rules Interpretation, call (571) 272-2510 or (571) 272-2533

For CRF Submission Help, call (571) 272-2510 or (571) 272-2533

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PATENT

CERTIFICATE OF MAILING

I hereby certify that this correspondence is being sent to the Commissioner for Patents at the U.S. Patent and Trademark Office via U.S. mail on the date set forth below.

 6/4/07
Julie Ann Lape Date

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Savage
Application No: 10/517,758
Filed: October 14, 2005
Title: **Homogeneous Assay for Enzymatic Activity**
Art Unit: 1657
Examiner: Martin
Conf. No.: 1329
Atty. Docket No: F-PRCB 05

Cincinnati OH 45202

June 4, 2007

Mail Stop Sequence
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450

STATEMENT UNDER 37 C.F.R. § 1.821 (f)

The information recorded in computer readable form of United States Patent Application No. 10/517,758, filed October 14, 2005, and the paper copy of same are identical to the written sequence listing contained in the above-referenced application and contain no new matter.

Respectfully submitted,

WOOD, HERRON & EVANS, L.L.P.

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